

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
SAN FRANCISCO BAY REGION

ORDER 95-161

RESCINDING SITE CLEANUP REQUIREMENTS, ORDER NO. 89-163 AND CLEANUP AND ABATEMENT ORDER NO. 89-001 FOR:

**KAUFMAN AND BROAD, SOUTH BAY, INC.,
and ARMAND KUNDE
DOUELL PROPERTY
MILPITAS, SANTA CLARA COUNTY**

The California Regional Water Quality Control Board, San Francisco Bay Region, (hereinafter called the Board) finds that:

SITE LOCATION AND DESCRIPTION

1. The Doudell Property (Site), until the late 1980s consisted of approximate 100 acre undeveloped parcel of filled historic wetlands located south of Dixon Landing Road approximately 500 feet east of Interstate 880 in Milpitas (see Figure one). The Site is bounded by Penitencia Creek on the west, Berryessa Creek on the south, the right-of-way for Southern Pacific and Western Pacific Railroads on the east, and Dixon Landing Road on the north. Sunnyhill Outfall Creek crosses the center of the property, separating the northern and southern portions of the Site.
2. All known sources of contamination have been removed or mitigated. VOCs in groundwater have remained below detection limits since May 1992. Groundwater monitoring has verified that all chemical compounds monitored for remain below their MCLs.
3. Based on the above findings and in consideration of the reasonable protection of beneficial uses and maximum benefit to the people of the State pursuant to State Board Resolution 68-16, additional remediation and groundwater monitoring are not necessary.

CEQA


4. This action is an order to enforce the laws and regulations administered by the Board. This action is categorically exempt from the provisions of the CEQA pursuant to Section 15321 of the Resources Agency Guidelines.

NOTICE

5. The Board has notified the dischargers and interested agencies and persons of its intent to rescind Site Cleanup Requirements for the Site, and has provided them with the opportunity for a public hearing and an opportunity to submit their written views and recommendations.
6. The Board, in a public meeting heard and considered all comments pertaining to the Site.

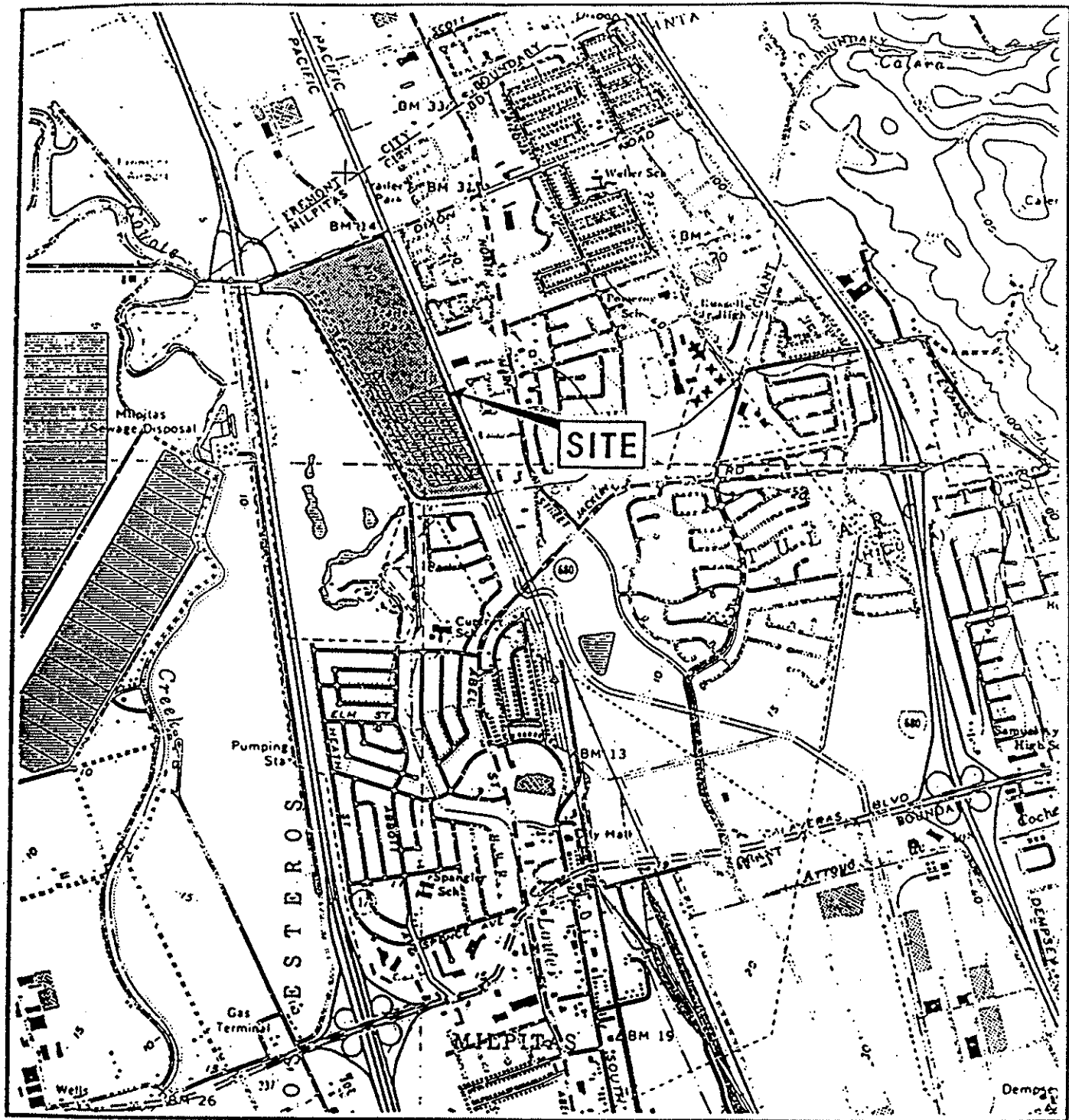
IT IS HEREBY ORDERED that Site Cleanup Requirements, Order No. 89-163, and Cleanup and Abatement Order No. 89-001 are rescinded.

I, Steven R. Ritchie, Executive Officer, do hereby certify that the foregoing is a full, true and correct copy of any Order adopted by the California Regional Water Quality Control Board, San Francisco Bay Region on July 19, 1995.



Steven R. Ritchie
Executive Officer

Attachments: Figure 1, Site Location Map



MAP SOURCE:
U. S. G. S. Milpitas Quadrangle
Milpitas, California
7.5 Minute Series
Photorevised 1980

Figure 1 : SITE VICINITY